

Attorney Docket No. 5405-295

PATENTRECEIVED
CENTRAL FAX CENTER

JUL 19 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Li et al.

Application No.: 10/681,479

Filed: October 8, 2003

For: GENE PROFILING OF SINGLE OR MULTIPLE CELLS

Confirmation No.: 7768

Group Art Unit: 1637

Examiner: Teresa E. Strzelecka

Date: July 19, 2007

Via Facsimile Transmission 571-273-8300

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Pursuant to 35 USC § 134, 37 CFR § 41.31, and MPEP § 1205, the Applicant in the above-identified patent application hereby appeals to the Board of Patent Appeals and Interferences from the Office Action dated January 19, 2007 at least twice rejecting or finally rejecting claims 1, 3-8, 10, 11, 13-17 and 19-24.

☒ Please charge Deposit Account No. 50-0220 in the amount of \$760.00 (\$250.00 for the Appeal fee as provided by 37 C.F.R. § 41.20(b)(1) and \$510.00 as fee for a three month extension of time for a small entity).

☐ Please first reapply any previously paid notice of appeal fee and appeal brief.

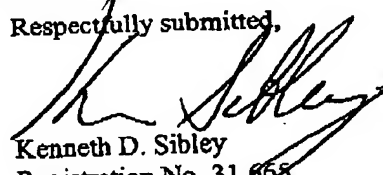
☐ Payment by credit card is requested. Form PTO-2038 is attached.

☒ A petition for an extension of time under 37 CFR § 1.136(a) is enclosed.

☐ Also enclosed: _____

☒ The Commissioner is authorized to charge any additional fees that may be required or credit any overpayment to Deposit Account No. 50-0220.

Respectfully submitted,


Kenneth D. Sibley

Registration No. 31,868

Myers Bigel Sibley & Sajovec, P.A.

P. O. Box 37428

Raleigh, North Carolina 27627

Telephone: (919) 854-1400

Facsimile: (919) 854-1401

Customer No. 20792

CERTIFICATE OF FACSIMILE TRANSMISSION
UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office at Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 19, 2007 via facsimile number (571) 273-8300.


Katie Wu07/20/2007 TL011 00000060 500220 10601479
01 FC:2401 230.00 00